

# Merle, Brown & Nakamura, P.C.

Attorneys at Law

90 Broad Street, Suite 2201  
New York, New York 10004-2271

PIERRE F.V. MERLE  
GEORGE R. BROWN V  
STEPHEN H. NAKAMURA

Telephone: (212) 471-2990  
Telefax: (212) 471-2997

MELISSA S. STEINROCK  
THOMAS J. GERRITY

THEODORE P. NIKOLIS  
OF COUNSEL

## VIA ELECTRONIC CASE FILING

October 14, 2010

Honorable Robert M. Levy, Magistrate Judge  
U.S. District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

**Re: Ginni Filaments Limited v. Capital Supply Corp., et. al.  
09-CV-3121 (NGG) (RML)**

Dear Judge Levy:

We are pleased to inform Your Honor that the parties have agreed to a settlement in principle of this litigation and are finalizing the details of same. We expect to have the settlement finalized within the next ten (10) days.

We note that there is presently a status conference call scheduled for Monday, October 18th at 4:00 p.m. Given the impending settlement, we respectfully request that the call be adjourned for three weeks in the hopes that we can file a stipulation of discontinuance within this three week time period.

Respectfully submitted,

/s/ Stephen Nakamura

cc: Andre G. Castaybert, Esq.